IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 19253 of 2007(P)

PETITIONER:

K.P.CHANDRAN, KANNAMPADATH,
VALLIKUNNU P.O., ARPUKKARA,
KOTTAYAM.

BY ADV. SRI.B.KRISHNA MANI

RESPONDENTS:

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1. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM.

2. THE SPECIAL SALE OFFICER, KOTTAYAM CO-OPERATIVE AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD.K-48, P.B.198, KOTTAYAM.

ADDL. R3 IMPLEADED.

3. THE SECRETARY, KOTTAYAM CO-OPERATIVE AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD. K..48, P.B. NO. 198, KOTTAYAM.

ADDL. R3 IMPLEADED AS PER ORDER DATED 25.6.2007 ON I.A. 8561/07.

ADDL. R3 BY ADV. SRI.V.G.ARUN
R1 & R2 BY GOVT. PLEADER SMT. ANU SIVARAMAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 19253 of 2007

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Dated this the 20th day of July, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Recovery steps were initiated as evidenced by Ext.P3.

2. Heard counsel for the petitioner and counsel for the respondents also. Of course the prayer is to determine the extent of the property required to meet the claim, if any, learned counsel for the petitioner submits that the petitioner may be permitted to pay off the amount in easy intalments. After having heard counsel for the parties, the writ petition is disposed of as follows:

Petitioner is permitted to pay off the amount due inclusive of interest in eight equal monthly instalments. The respondent Bank will serve a statement on the petitioner within two weeks from today showing the amount payable on the basis that the petitioner has to pay the amount in eight equal monthly instalments. The first instalment shall be payable on or before 23.8.2007 and the petitioner has to pay further instalments on or before the 23rd of the succeeding months. If

the petitioner does not pay any of the instalments the petitioner will forfeit the benefit of this judgment and it will be open to the respondent Bank to proceed against the petitioner in accordance with law.

(K.M. JOSEPH, JUDGE)

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